

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE PETITION OF THE HARDIN COUNTY WATER)	
DISTRICT NO. 1 FOR A CERTIFICATE OF)	
CONVENIENCE AND NECESSITY; APPROVAL OF)	
FINANCING OF THE CONSTRUCTION AND THE)	CASE NO.
ISSUANCE OF BONDS; AND THE APPROVAL OF)	90-019
RATES TO BE CHARGED ITS RETAIL AND)	
WHOLESALE CUSTOMERS)	

O R D E R

On March 14, 1991, the Ratepayers of Hardin County Water District No. 1 ("Ratepayers"), by counsel, filed an application requesting the Commission grant rehearing pursuant to KRS 278.400 on its Order entered February 21, 1991. The areas upon which rehearing is sought are identified in the application as:

The adjustments which were made to the test year ending December 31, 1989 as to Hardin County Water District #1's revenues and expenses.

The failure to allot any of the proposed revenue increase required by Hardin County Water District #1 to Hardin County Water District #2.

The validity of the consumption figures used by the Public Service Commission in determining HCWD #1's customer usage rate which determined the rates needed to generate income to fund the proposed expenses and debt service of the project.

Responses to the application for rehearing were filed by the utility, Hardin County Water District No. 1 on March 20, 1991, and by an intervenor, Hardin County Water District No. 2 on March 25, 1991.


KRS 278.400 provides that "any party to the proceedings may, within twenty (20) days after the service of the order upon him, apply for a hearing with respect to any of the matters determined. The application shall specify the matters on which a rehearing is sought." The statute further provides that upon rehearing any party may offer additional evidence "that could not with reasonable diligence have been offered on the former hearing." The issues for which rehearing is sought were thoroughly addressed at the hearing and in the Commission's Order. The Ratepayers were represented by counsel during the hearing on this petition and adequate opportunity was afforded to all parties to question, test, and refute the evidence presented in support of the application.

After consideration of the application for rehearing, the record in this proceeding and being otherwise sufficiently advised, the Commission finds that the Ratepayers have presented no additional evidence that could not with reasonable diligence have been offered in the prior proceeding and, therefore, the requested rehearing should be denied.

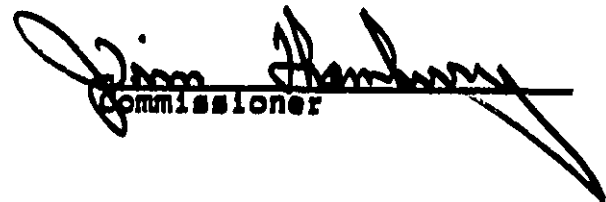
IT IS THEREFORE ORDERED that the request of Ratepayers for reconsideration of the Commission's Order dated February 21, 1991 in this proceeding be and it hereby is denied.

Done at Frankfort, Kentucky, this 27th day of March, 1991.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director